

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Higher Education – Vigilance – APAT-Implementation orders of Hon'ble A.P Administrative Tribunal dt. 17-6-2010 in O.A. Nos. 7859, 7860 & 7932 of 2009 filed by Sri S. Rajeshwar, Principal (now retired), Government Junior College, Dindi, Nalgonda District – Orders - Issued.

HIGHER EDUCATION (VCI) DEPARTMENT

G.O.;Rt.No. 950

Dated:14-12-2010.

Read the following:

1. Proceedings Rc.No. Ser I-1/3976/2003 dt. 28-2-2008 of the CIE, AP, Hyd.
2. Govt. Memo No. 9928/VC-II/2007 dt. 24-4-2009.
3. Proceedings Rc.No. Ser I-1/2385/2002 dt. 18-6-2009 of the DIE, AP Hyd.
4. Proceedings Rc.No. Ser I-1/2356/JcI-1/1998 Ser I-1/ 169/2000 dt. 26-6- 2009 of the DIE, A.P. Hyderabad.
5. From the APAT, Hyderabad orders dt. 17-6-2010 in OA Nos. **7859, 7860 & 7932 of 2009**
6. From the DIE, A.P. Hyderabad. Lr.RC.No. Ser.I/4222/2010, dt. 15-11-2010 & 29-11-2010.
7. From the APAT, Hyderabad order dt. 23-11-2010 in CA No.1294/2010 in OA No. 7932/2009.

ORDER:

It has brought to the notice of Government that Sri S. Rajeshwar, while working as Principal (Retired.) Government Junior College, Dindi, Nalgonda District, has committed certain serious financial irregularities in the college tampered cash book, irregularly regularized the services of Part Time Junior Lecturers paid arrears etc, and encouraged the malpractice in the Intermediate Public Examinations by helping the students etc.,

2. The Commissioner of Intermediate Education, in his proceedings 1st read above have awarded the Punishment of “Reduction of pay to the minimum of the scale” on Sri S.Rajeshwar, Principal, (Retired) Govt. Junior College, Dindi, Nalgonda District.

3. Aggrieved by the above orders, Sri S. Rajeshwar, Principal (Retd), preferred an appeal to the Government. The Govt. after careful examination of the appeal petition filed by Sri S. Rajeshwar, Principal, have rejected the on the ground that there is no merit for any consideration vide memo 2nd read above.

4. Further, the Director of Intermediate Education, A.P., Hyderabad, vide his Proceedings 3rd and 4th read above, have awarded the punishment of “Reduction of scale by one stage” under Rule 9 (iv) of APCS (CC&A) Rules, 1991, besides recovery of Rs. 17000/- which was paid irregularly to Part-time Junior Lecturer, and “Reduction of scale by one stage” under Rule 9 (iv) of APCS (CC&A) Rules, 1991 on Sri S.Rajeshwar, Principal (Retd.) Government Junior College, Dindi, Nalgonda District as the charges are held proved.

5. Aggrieved by the above orders Sri S.Rajeshwar, Principal (Retd.) has filed O.A.No.7859, O.A.No.7860 and O.A.No.7932 of 2009 before the Hon'ble Tribunal, with a prayer to call for the records related to connected impugned orders and set aside the same as illegal, arbitrary unjust, passed with vindictive attitude towards the petitioner etc. The Hon'ble A.P Administrative Tribunal, Hyderabad in its orders 5th read above among other things held that

“The action of the respondents’ right from the first suspension till the passing of the impugned orders in these OAs as pointed out earlier is not fair, and from the records and the contradictory statements made by the respondents in the sworn affidavits before this Tribunal, one can safely infer malice in law against the applicant.

Having regard to the foregoing conclusions, the impugned orders passed in these OAs are set aside and OAs are allowed.”

P.T.O.

6. In the circumstances reported by the Director of Intermediate Education, AP, Hyderabad, keeping in view directions of the A.P Administrative Tribunal, Hyderabad, the Government after careful examination of the matter, it is decided to implement the orders of the Hon'ble A.P Administrative Tribunal dated 17-6-2010 in OA Nos 7859 / 2009. 7860 / 2009 and 7932 / 2009. Accordingly, the Government hereby direct that the orders of Hon'ble A.P Administrative Tribunal dated 17-6-2010 in OA Nos 7859/2009, 7860/2009 and 7932/2009 be implemented and the orders / proceedings issued in (i) Government memo No.9928/VCII/2007 dated 24-4-2009 read with Director of Intermediate Education's Proceedings dated 28-2-2008, (ii) Director of Intermediate Education's Proceedings dated 18-6-2009 and (iii) Director of Intermediate Education's Proceedings dated 26-6-2009 are hereby cancelled.

7. The Director of Intermediate Education, AP, Hyderabad, shall take further necessary action.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr. D. SAMBASIVA RAO,
SECRETARY TO GOVERNMENT (SE).

To
The Director of Intermediate Education, AP, Hyderabad.
The Individual through DIE, AP, Hyderabad
The Govt. Pleader for Services, APAT, Hyderabad.
The Accountant General (A&E), AP., Hyderabad.
SF//SC

// Forwarded by order//

SECTION OFFICER